



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

400 Seventh St., S.W.
Washington, D.C. 20590

OCT 2 2002

Mr. Jerry D. Davis
Safety-Kleen Corp.
1301 Gervais Street, Suite 300
Columbia, SC 29201

Ref. No. 02-0022

Dear Mr. Davis:

This responds to your letter regarding clarification of an exemption, DOT-E 10441, allowing shipment of cyanide materials (Division 6.1) in lab packs on the same transport vehicle with other packagings containing Class 8 (corrosive) acids. Specifically, you asked, does exemption DOT-E 10441 apply to Division 6.1, PG I materials, not allowed to be shipped in lab packs as specified in § 173.12(b)(3).

In accordance with § 173.12(b)(3), a Division 6.1, PG I material is prohibited from being transported in lab packs. However, except for specific materials identified in § 173.12(b)(3), that is Chloric acid and Oleum (fuming sulfuric acid), exemption DOT-E 10441, paragraph 4, allows cyanide and cyanide mixtures classed as Division 6.1, meeting packing group I criteria, to be placed in lab packs and exempts such materials from the segregation and storage prohibitions in § 177.848(c), and from the marking requirement in § 172.301(c).

I hope this satisfies your inquiry. If we can be of further assistance, please contact us.

Sincerely,

Delmer F. Billings
Chief, Standards Development
Office of Hazardous Materials Standards



020022

173.12(b)(3)



Engram
§173.12 (b)(8)
Exception
02-0022

FACSIMILE TRANSMISSION AND U.S. MAIL DELIVERY

January 16, 2002

Mr. Edward T. Mazzullo
Director, Office of Hazardous Materials Standards (DHM-10)
Research and Special Programs Administration
U.S. Department of Transportation
400 Seventh Street, S.W.
Washington, D.C. 20590-0001

SUBJECT: DOT-E 10441

Dear Mr. Mazzullo:

Safety-Kleen Services, Inc. is seeking clarification on DOT-E 10441.

Does this exemption allow a person to ship a Division 6.1, Packing Group I material in a lab pack container on the same transport vehicle with other packages containing Class 8 acids? In other words, does DOT-E 10441 exempt a person from 49 CFR 173.12 (b)(3) insofar as Division 6.1, Packing Group I materials are not authorized to be packaged in lab packs?

Your immediate response will be greatly appreciated. Should you have any questions or need any additional information, please feel free to call me at (803) 933-4671 or send me an email message at jdavis@safety-kleen.com. Thank you.

Sincerely,

SAFETY-KLEEN SERVICES, INC.

Jerry D. Davis

Jerry D. Davis
Director, Transportation Compliance

SAFETY-KLEEN CORP.

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